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8 **BEFORE THE**
BOARD OF REGISTERED NURSING
9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Statement of Issues
11 Against:

Case No. **2013-852**

12 **JUDITH BRUNILDA GONZALEZ**

STATEMENT OF ISSUES

13 **Registered Nurse License Applicant**

14 Respondent.

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16 Louise R. Bailey, M.Ed., R.N. ("Complainant") alleges:

17 **PARTIES**

18 1. Complainant brings this Statement of Issues solely in her official capacity as the
19 Executive Officer of the Board of Registered Nursing, Department of Consumer Affairs (the
20 "Board").

21 **Application History**

22 2. On or about March 26, 2012, the Board of Registered Nursing received an application
23 for a Registered Nurse License from Judith Brunilda Gonzalez ("Respondent"). On or about
24 March 22, 2012, Judith Brunilda Gonzalez certified under penalty of perjury to the truthfulness of
25 all statements, answers, and representations in the application.

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1 **FIRST CAUSE FOR DENIAL OF APPLICATION**

2 **(Conviction of a Crime)**

3 8. Respondent's application is subject to denial under Code sections 2761,
4 subdivision (f), and 480, subdivision (a)(1), in that Respondent was convicted of crimes that are
5 substantially related to the qualifications, functions, or duties of a licensed registered nurse, as
6 follows:

7 a. On or about August 21, 2007, in the case of *People v. Judith Brunilda Gonzalez*
8 (Superior Court, Stanislaus County, Case No. 1231334), Respondent was convicted by the court
9 on her plea of nolo contendere of violating Penal Code section 666 (petty theft with a prior theft
10 conviction), a misdemeanor. The circumstance of the crime is that on or about July 18, 2007,
11 Respondent went into a store, concealed merchandise in her purse, and removed the merchandise
12 from the store without paying for it.

13 b. On or about March 13, 1998, in the case of *People v. Judith Brunilda Gonzalez*
14 (Superior Court, Santa Clara County, Case No. C9875879), Respondent was convicted by the
15 court on her plea of guilty of violating Penal Code section 484/488 (petty theft) and Penal Code
16 section 459/460(b) (second degree burglary), a misdemeanor. The circumstance of the crime is
17 that on or about February 13, 1998, Respondent, accompanied by an individual with wire
18 clippers, removed merchandise from a store without paying for it.

19 c. On or about August 14, 1995, in the case of *People v. Judith Brunilda Gonzalez*
20 (Superior Court, Santa Clara County, Case No. C9345490), Respondent was convicted by the
21 court of violating Penal Code section 484/488 (petty theft), a misdemeanor. The circumstance of
22 the crime is that Respondent removed merchandise from a store without paying for it.

23 **SECOND CAUSE FOR DENIAL OF APPLICATION**

24 **(Committed Acts Which If Done By a Licentiate)**

25 9. Respondent's application is subject to denial under Code section 480,
26 subdivision (a)(3)(A), in that she committed acts, which if done by a licentiate of the profession
27 would constitute grounds for discipline under Code section 2761, subdivision (f). Specifically,

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Respondent was convicted of crimes substantially related to the qualifications, functions, or duties of a license holder as set forth in paragraph 8, subparagraphs a through c, above.

THIRD CAUSE FOR DENIAL OF APPLICATION

(Dishonest, Fraudulent, or Deceitful Act)

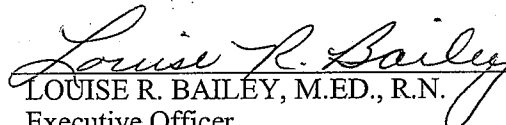
10. Respondent's application is subject to denial under Code section 480, subdivision (a)(2), in that she committed dishonest, fraudulent, or deceitful acts with the intent to substantially benefit herself when she committed theft, as set forth in paragraph 8, subparagraphs a through c, above.

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Denying the application of Judith Brunilda Gonzalez for a Registered Nurse License;
- and,
2. Taking such other and further action as deemed necessary and proper.

DATED: March 28, 2013


LOUISE R. BAILEY, M.ED., R.N.
Executive Officer
Board of Registered Nursing
State of California
Complainant

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